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In re Application of
HOBSON et al.
Application No.: 09/786,499
PCT No.: PCT/GB99/02715
Int. Filing Date: 20 August 1999
Priority Date: 03 September 1998
Attorney Docket No.: GJE-0004
For: SIGNAL PROCESSING

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: DECISION
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: DECLARATION

This is a decision on the submission of a declaration filed on 07 June 2001 regarding the correction of the first inventor's name.

On 02 March 2001, within 30 months from the priority date of the international application, applicants filed a transmittal letter for entry into the national stage in the United States, which was accompanied by, *inter alia*, the requisite basic national fee and a declaration and power of attorney executed by Michael Hobson and the second named inventor, Anthony Lasenby.

On 04 April 2001, a Notification of Missing Requirements (Form PCT/DO/EO/905) and a Notification of a Defective Oath or Declaration (Form PCT/DO/EO/917) were mailed to applicants indicating that the declaration submitted with the national stage papers was unacceptable since the first inventor's first name on the declaration was different than what appeared on the published international application. That is, the declaration did not identify the inventor named on the publication, Anthony Hobson, but identified and bore the signature of a Michael Hobson.

On 07 June 2001, applicants filed a Notification of Error, considered a response to the 04 April 2001 Notification of Missing Requirements and Notification of a Defective Oath or Declaration.

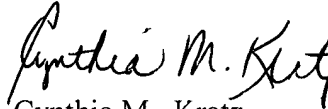
As indicated in Section 201.03 of the Manual of Patent Examining Procedure, where a typographical or transliteration error in the spelling of an inventor's name is discovered, a petition under 37 CFR 1.48(a) is not required. However, the Office should be notified of the error accompanied by a petition under 37 CFR 1.182 to correct the name of the inventor. In the instant application, no explanation is given as to why the first named inventor did not note a correction of his first name in the published international application. An explanation is required.

Applicants are required to submit a petition under 37 CFR 1.182 to correct the first name of inventor Hobson along with an explanation of the correction within **TWO (2) MONTHS** from the mail date of this decision.

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Office.



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